

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2008-031021-001 DT

05/21/2014

HON. SHERRY K. STEPHENS

CLERK OF THE COURT
K. Schermerhorn
Deputy

STATE OF ARIZONA

JUAN M MARTINEZ

v.

JODI ANN ARIAS (001)

KIRK NURMI
JENNIFER L WILLMOTT

CAPITAL CASE MANAGER

RULING

For the reasons set forth in the sealed minute entry dated on May 21, 2014,

IT IS FURTHER ORDERED the media may use their equipment to record (audio and/or video) the penalty phase retrial consistent with this order, the provisions of Rule 122 and 122.1 of the Rules of the Arizona Supreme Court and the policies and procedure of the Maricopa County Superior Court. Those recordings may not be aired or used for any purpose until after a verdict has been reached by the jury in the penalty phase retrial. Any violation of this court order will result in immediate expulsion from the courtroom and the issuance of an order to show cause for contempt.

IT IS FURTHER ORDERED:

1. Camera coverage must comply with Rule 122 of the Rules of the Arizona Supreme Court. This includes no camera coverage of any juror or attorney conference. Any violation of the provisions of Rule 122, this order, or any directive given by the Court or court staff may result in immediate termination of camera coverage in this case and an order to show cause hearing regarding the violation.

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2. The camera must be set up at least ten minutes before the proceeding is scheduled to begin. If the camera is not set up at least ten minutes before the proceeding is scheduled to begin, the request for camera coverage for that proceeding will be considered abandoned and no camera will be allowed for that proceeding. This does not affect the camera request for any future court proceeding.
3. At any time the Court may order no camera coverage of specific individuals involved in the case, including but not limited to a law enforcement officer, an informant, a victim, a minor witness, a party, or a witness if the camera coverage would have a substantial adverse impact on the witness. In the alternative, the Court may order only audio coverage of certain testimony or that the face and identity of the witness be obscured.
4. At any time, the Court may order a restriction or cessation of coverage in the interests of justice. If this occurs, the camera shall be immediately turned off.
5. There shall be only one pool camera in a fixed location. The location will be as directed by court staff. No additional lighting or flashes will be allowed and only one microphone shall be used unless otherwise approved.
6. No camera or recording device shall be used while the judge is off the bench and until the case is called. No recording device shall record jurors, attorney conferences, or the content of documents at counsel table, the judge's bench, the jury box, or the work area of judicial staff.
7. Any live broadcast approved by the Court shall have a 15 minute delay.

IT IS FURTHER ORDERED the attorneys shall discuss with each witness whether that witness has any objection to appearing on camera and report any such objection or concern to the Court before that witness takes the stand.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.